



TENNESSEE REGULATORY AUTHORITY

460 James Robertson Parkway
Nashville, Tennessee 37243
Telephone (615) 741-2904

NOTICE OF ACTION

DOCKET: 02-00207

IN RE: PETITION OF TENNESSEE UNE-P COALITION TO OPEN
CONTESTED CASE PROCEEDING TO DECLARE
UNBUNDLED SWITCHING AN UNRESTRICTED
UNBUNDLED NETWORK ELEMENT

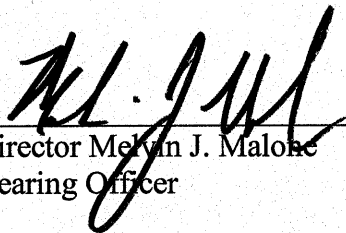
DATE: March 6, 2002

On February 25, 2002, the Tennessee UNE-P Coalition filed a *Petition of Tennessee UNE-P Coalition to Open Contested Case Proceeding to Declare Unbundled Switching an Unrestricted Unbundled Network Element* (the "Petition") with the Tennessee Regulatory Authority ("TRA" or "Authority"). In its submission, the Tennessee UNE-P Coalition argued that state law required the Petition to be heard within thirty days.

At a regularly scheduled Authority Conference on February 26, 2002, Director Melvin Malone was appointed to prepare this matter for hearing before the Directors. At the Authority Conference and by official notice, BellSouth Telecommunications, Inc. ("BellSouth") was directed to respond to the Petition on or before March 4, 2002, with the Tennessee UNE-P Coalition to reply to BellSouth's response on March 7, 2002. BellSouth filed the *Motion of BellSouth Telecommunications, Inc. to Dismiss Petition Pursuant to T.C.A. § 65-5-209(d) and to Strike Pre-filed Testimony* on March 4, 2002, and the Tennessee UNE-P Coalition responded on March 6, 2002.

On February 28, 2002, the Tennessee UNE-P Coalition filed a *Motion to Set Pre-Hearing Conference* and requested therein that a Pre-Hearing Conference be held on March 7, 2002. BellSouth submitted *BellSouth Telecommunications, Inc.'s Opposition to Motion to Set Pre-Hearing Conference on March 7, 2002*, on March 6, 2002.

On the record before the Authority, the Hearing Officer summarily denies the *Motion to Set Pre-Hearing Conference*.



Director Melvin J. Malone
Hearing Officer

cc: Docket File